

C H A P.
LXXIX.

marks, both natural and artificial, and shall cry, or have them cried, at the market-house, at market-hours, and if the owner or owners shall appear in twenty-four hours after such crying, and pay the sum of fifty cents for each hog or goat, and twelve and one half cents for each goose, they shall be released, but if the owner shall not pay the sum or sums aforesaid, it shall be lawful for the clerk of the market, and he is hereby directed and required, to advertise said swine, goats or geese, to be sold at public sale; and the person impounding shall keep them thus impounded for not less than five days, and unless the owner or owners shall appear within said five days, and pay the sum of two dollars for each hog or goat, and twenty-five cents for each goose, they shall be sold at public vendue by the clerk of said market, and the money arising from said sale, after paying every expence, shall be paid over to the commissioners of said town, for the use of said town.

In certain cases
they may be
killed, &c.

II. AND BE IT ENACTED, That if any swine, goats or geese, after being released as aforesaid, shall be a second time found going at large in the said town, within half a mile of the market-house, or shall be found trespassing within any enclosure within one mile from the said market-house, it shall and may be lawful for the person or persons who had before impounded such swine, goats or geese, or other person or persons in their behalf, to shoot, or otherwise kill and destroy, such swine, goats or geese, so found going at large or trespassing as aforesaid; and if any person or persons shall be sued or impleaded for any thing done by virtue of this act, the defendant may plead the general issue, and give this act and the special matter in evidence.

Section re-
pealed.

III. AND BE IT FURTHER ENACTED, That the fourth section of an act passed at November session, seventeen hundred and ninety-three, entitled, An additional supplement to an act, entitled, An act to remove the market-house at the Head of Elk, and establish the same, and for the advancement and regulation of the said town, shall be and the same is hereby repealed.

C H A P. LXXX.

Passed 8th of
January, 1803.

A Supplement to the act, entitled, An act to repeal an act, entitled, An act to lay out several turnpike roads in Baltimore county, and the several supplements thereto, and for other purposes.

Preamble.

WHEREAS it is represented to this general assembly, that all that part of the Reister's-town turnpike road in Baltimore county, which lies between Samuel Owing's mills and Reister's-town, and which at certain seasons of the year was heretofore impassable, has, in the course of last summer, been so repaired that it can be travelled with safety; therefore,

Justices to di-
rect the super-
visor, &c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the justices of the levy court of the county aforesaid shall be and are hereby authorised and required, to direct the supervisor of the turnpike roads in said county to expend annually on the Reister's-town turnpike road, the York turnpike road, and the Frederick turnpike road, until the same shall be made and completed the distance directed by the law to which this is a supplement, a proportion of the money levied on said county for the support of the criminals adjudged to labour on said roads, which proportion shall be estimated according to the distance yet to be made and completed on each of the said roads as is required by the law to which this is a supplement.

Toll, how to
be applied.

III. AND BE IT ENACTED, That the toll collected from each road shall be applied to the making and keeping in repair the road from which it was collected, until the said road or roads shall be completed as is required by law.

To be expend-
ed equally, &c.

IV. AND, whereas there are two toll-gates erected on the Reister's-town turnpike road, and the toll collected therefrom may be very considerable; therefore, BE IT ENACTED, That as soon as the paved parts of said road shall be made and completed as is directed by the law to which this is a supplement, that then the said levy court shall cause the said tolls to be expended equally upon the York and Frederick turnpike roads until the said roads shall be made and completed in like manner with the Reister's-town turnpike road, reserving so much of said toll as the levy court shall deem necessary to keep the said road in repair.

Road to be
surveyed, &c.

V. AND BE IT ENACTED, That the levy court aforesaid shall cause the Reister's-town turnpike road to be surveyed, marked and bounded, by the surveyor of said county, or one of his deputies, and return a plot thereof to the clerk of Baltimore county, to be by him recorded among the records of said county, beginning for the same in the centre between two stones marked I, set in the ground,